

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

**PATRICIA ROBERTS,
INDIVIDUALLY,
AND AS ADMINISTRATOR OF
THE ESTATE OF FRED JENKINS,
DECEASED,**

Plaintiff,

v.

**THE TRAVELERS INDEMNITY
COMPANY, THE TRAVELERS
COMPANIES, INC., JANE DOE, JOHN
DOE, ABC CORP., and XYZ CORP.,**

Defendants.

**CIVIL ACTION
FILE NO.:**

DEFENDANTS' NOTICE OF REMOVAL TO OPPOSING COUNSEL

TO: Hung Nguyen, Esq.
770GOODLAW, H.Q. ALEX NGUYEN LAW FIRM, LLC
5495 Jimmy Carter Blvd., Suite B-17
Norcross, GA 30093

YOU ARE HEREBY NOTIFIED that on the 26th day of January, 2023,
Defendants The Travelers Indemnity Company and The Travelers Companies, Inc.
filed in the Office of the Clerk of the State Court in and for Gwinnett County,
Georgia, its Notice of Removal to the United States District Court for the Northern

District of Georgia. **A copy of the Notice is attached hereto.** The removal of the above-styled action to the United States District Court for the Northern District of Georgia has been effectuated hereby.

Please serve the undersigned with copies of all pleadings that may be filed by you in the United States District Court for the Northern District of Georgia pursuant to the removal of this cause and in accordance with the Federal Rules of Civil Procedure.

Respectfully submitted this 26th day of January, 2023.

LEWIS BRISBOIS BISGAARD & SMITH, LLP

/s/ Andrew Craft

Brantley C. Rowlen

Georgia Bar No. 153031

Andrew T. Craft

Georgia Bar No. 844764

Counsel for Defendants

600 Peachtree Street, NE

Suite 4700

Atlanta, Georgia 30308

404.348.8585

404.467-8845 (fax)

brantley.rowlen@lewisbrisbois.com

Andrew.craft@lewisbrisbois.com

CERTIFICATE OF SERVICE

I hereby certify I have this day filed a true and correct copy of the foregoing ***DEFENDANTS' NOTICE OF REMOVAL TO OPPOSING COUNSEL*** with the Clerk of Court utilizing the CM/ECF filing system, and served a copy of same upon all counsel of record, by U.S. First Class Mail, proper postage affixed thereto, as follows:

Hung O. Nguyen
770GOODLAW, H.Q. ALEX NGUYEN LAW FIRM, LLC
5495 Jimmy Carter Blvd.
Suite B-17
Norcross, Georgia 30093
litigation@770goodlaw.com
Counsel for Plaintiffs

This 26th day of January, 2023.

LEWIS BRISBOIS BISGAARD & SMITH, LLP

/s/ Andrew Craft
Brantley C. Rowlen
Georgia Bar No. 153031
Andrew T. Craft
Georgia Bar No. 844764

Counsel for Defendants

600 Peachtree Street, NE
Suite 4700
Atlanta, Georgia 30308
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EXHIBIT “A”

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF GEORGIA
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**THE TRAVELERS INDEMNITY
COMPANY, THE TRAVELERS
COMPANIES, INC., JANE DOE, JOHN
DOE, ABC CORP., and XYZ CORP.,**

Defendants.

**CIVIL ACTION
FILE NO.:**

NOTICE OF REMOVAL

COME NOW Defendants The Travelers Indemnity Company and The Travelers Companies, Inc. (hereinafter “Defendants”), Defendants in the above-styled civil action, and, pursuant to 28 U.S.C. § 1446, hereby remove the action now pending in the State Court of Gwinnett County, Georgia styled Patricia Roberts, Individually, and as the Administrator of the Estate of Fred Jenkins v. The Travelers Indemnity Company, The Travelers Companies, Inc., Jane Doe, John Doe, ABC

Corp. and XYZ Corp., Civil Action File No. 22-C-07327-S3, wherein Plaintiff demands judgment against Defendants, and respectfully show this Honorable Court as follows:

1. Jurisdiction is proper in this Court pursuant to 28 U.S.C. § 1332.
2. This is a civil action regarding Plaintiff's claims for negligence and bodily injuries against Defendants The Travelers Indemnity Company and The Travelers Companies, Inc. Based upon the allegations in Plaintiff's pre-suit demand, Defendants aver in good faith that Plaintiff is seeking to recover damages in excess of \$75,000.00, plus costs and attorney's fees. (See Affidavit of Andrew Craft, attached hereto as Exhibit "A").
3. At all times material to this action, Plaintiff was a citizen of the State of Tennessee. (See Plaintiff's Complaint, ¶¶ 1,2, attached hereto as Exhibit B).
4. At all times material to this action, Defendant The Travelers Indemnity Company was a foreign corporation incorporated in the State of Connecticut and having its principal place of business in Hartford, Connecticut. (See Defendant The Travelers Indemnity Company's Answer to Plaintiff's Complaint, ¶ 3, attached hereto as Exhibit C; See also Exhibit A). At all times material to this action, Defendant The Travelers Companies, Inc. was a foreign corporation incorporated in the State of Minnesota and having its principal place of business in New York, New

York. (See Defendant The Travelers Companies, Inc.'s Answer to Plaintiff's Complaint, ¶ 5, attached hereto as Exhibit D; See also Exhibit A).

5. This action was commenced in the State Court of Gwinnett County, Georgia on December 16, 2022. (See Exhibit B, generally). Defendant The Travelers Indemnity Company was served on December 28, 2022. Defendant The Travelers Companies, Inc. was purportedly served on January 6, 2023.

6. The affidavit of counsel, Andrew Craft, Esq., is submitted in support of this Notice of Removal, a true and correct copy of which is attached hereto as Exhibit A.

7. Pursuant to 28 U.S.C. § 1446 and the local court rules, copies of all process, pleadings and orders served upon Defendants and such other papers are filed herein.

8. Pursuant to 28 U.S.C. §1446(d), Defendants will provide written notice to all adverse parties and will file a copy of this Notice of Removal with the Clerk of the State Court of Gwinnett County, Georgia. Thereafter, Defendants will file copies of all filed notices to adverse parties and a copy of the Certification of Notice of Removal with this Court upon receipt from the State Court of Gwinnett County, Georgia.

WHEREFORE, Defendants respectfully submits this matter to this Court's jurisdiction.

Respectfully submitted this 26th day of January, 2023.

LEWIS BRISBOIS BISGAARD & SMITH, LLP

/s/ Andrew Craft _____

Brantley C. Rowlen

Georgia Bar No. 153031

Andrew T. Craft

Georgia Bar No. 844764

Counsel for Defendants

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Atlanta, Georgia 30308

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CERTIFICATE OF SERVICE

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Hung O. Nguyen
770GOODLAW, H.Q. ALEX NGUYEN LAW FIRM, LLC
5495 Jimmy Carter Blvd.
Suite B-17
Norcross, Georgia 30093
litigation@770goodlaw.com

Counsel for Plaintiff

This 26th day of January, 2023.

LEWIS BRISBOIS BISGAARD & SMITH, LLP

/s/ Andrew Craft
Brantley C. Rowlen
Georgia Bar No. 153031
Andrew T. Craft
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